



EUS/J/P/05-9065

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**Via Facsimile - 1-703-872-9306**Mail Stop ISSUE FEE  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the U.S. Patent and Trademark Office, P. O. Box 1450, Alexandria, VA 22313-1450, or being facsimile transmitted to the USPTO on the date indicated below.

Date: March 23, 2005  
Pamela S. Newton

Re: Patent Application for:  
"SYSTEM AND METHOD FOR MESSAGE TRANSPORT AND  
SEGMENTATION"  
Serial No. 09/395,078  
Attorney Docket No. P12240-US2

Dear Sir or Madam:

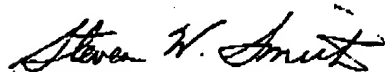
Enclosed for filing please find the following items relating to the above-identified application:

- (1) Petition to Withdraw Holding of Abandonment (2 pages)
- (2) Attachment A (13 pages).

The commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1379.

If you have any questions or comments concerning this matter, please feel free to contact the undersigned at 972-583-1572.

Sincerely,



Steven W. Smith  
Intellectual Property Counsel

SWS/psn

Ericsson Inc.  
6300 Legacy Drive  
Plano, Texas 75074

FIM11374 EUS  
ISO 6001

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MAR 23 2005

Attorney Docket No. P12240-US2

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Eduardo Teodoro Sanchez	§	Group Art Unit: 2665
	§	
Serial No: 09/395,078	§	Examiner: Nguyen, Phuongchau
	§	
Filed: September 13, 1999	§	Confirmation #: 5400
	§	

For: SYSTEM AND METHOD FOR MESSAGE TRANSPORT AND SEGMENTATION


Via Facsimile - 703-872-9306

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Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

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Date: March 23, 2005

  
Pamela S. Newton

Dear Sir:

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT  
UNDER 37 C.F.R. § 1.181**

It is respectfully requested that the USPTO withdraw the holding of abandonment and pass the above-captioned application to issuance and also change the address associated with this application. The application was abandoned by the USPTO for Applicant's alleged failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance. The Applicant contends that the issue fee was timely paid and the application is, in fact, not abandoned. The facts relating to the abandonment of this application are as follows:

1. The Applicant filed an Associate Power of Attorney and Change of Address with the USPTO on August 11, 2003.

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Attorney Docket No. P12240-US2

2. On October 29, 2004, the USPTO mailed a Notice of Allowance and Fee(s) Due to the wrong address, which the USPTO had failed to update.

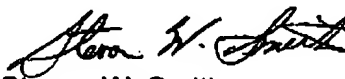
3. The Applicant, nevertheless, received the Notice of Allowance within the 3-month statutory period and timely submitted the Part B - Fee(s) Transmittal to the USPTO by facsimile to 703-746-4000 on January 7, 2005. The facsimile transmission authorized the Issue Fee of \$1,370.00 to be charged to Ericsson Inc.'s Deposit Account Number 50-1379. The Applicant also filed an additional copy of the Associate Power of Attorney and Change of Address that was filed on August 11, 2003. A copy of this submittal is attached herewith, along with the USPTO Auto-Reply Facsimile Transmission filing receipt dated January 7, 2005 (Attachment A).

3. A Notice of Abandonment was issued by the USPTO on March 3, 2005 for Applicant's failure to timely pay the issue fee. This notice was AGAIN sent to the wrong address.

The Applicant respectfully submits that this petition has been timely filed, and the evidence presented herewith is sufficient for the petition to be granted and for the holding of abandonment to be withdrawn. Since the abandonment was due to a USPTO mistake, no fee is due.

Respectfully submitted,

Date: 3-23-2005

  
Steven W. Smith  
Registration No. 36,684

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6300 Legacy Drive, M/S EVR 1-C-11  
Plano, Texas 75024

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